

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**STEVE GENE MORGAN,**  
**Plaintiff,**

**v.**

**FLAGSTAR BANK, FSB;**  
**LAKEVIEW LOAN SERVICING, LLC;**  
**M&T BANK; AND MORTGAGE**  
**ELECTRONIC REGISTRATION**  
**SYSTEMS, INC. (A.K.A. "MERS"),**  
**Defendants.**

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**CIVIL NO. 4:17-cv-599**

**STIPULATED DISMISSAL WITHOUT PREJUDICE**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Steve Gene Morgan and Defendants Lakeview Loan Servicing, LLC; M&T Bank; and Mortgage Electronic Registration Systems, Inc, hereby stipulate to the dismissal of this action without prejudice. In exchange for Plaintiff dismissing their claims without prejudice, M&T Bank as servicer and attorney in fact for Lakeview Loan Servicing, LLC agrees to review a complete loss mitigation application that is received within 60 days of the dismissal being entered. The parties agree and understand that neither side is waiving or releasing any claims, defenses, or damages as a part of this agreement. The parties further agree and understand that there is no guarantee that a loss mitigation application will result in an offer of loss mitigation.

Respectfully Submitted,  
**JEFFREY JACKSON & ASSOCIATES, LLP**

/s/ Jeffrey Jackson

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**STEVE GENE MORGAN**

**MCCARTHY & HOLTHUS, LLP**

/s/ Brandon Hakari

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**LAKEVIEW LOAN SERVICING, LLC; M&T BANK;**  
**AND MORTGAGE ELECTRONIC REGISTRATION**  
**SYSTEMS, INC.**

**CERTIFICATE OF SERVICE**

I filed the foregoing via the United States District Court, Southern District of Texas' electronic case filing system on October 17 2018. I hereby certify that the foregoing has been served upon the following parties via CM/ECF or Certified Mail, Return Receipt Requested on October 17 2018.

**Via CM/ECF**

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/s/ Brandon Hakari  
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